

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

DANIEL S. GREEN,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 05-549-SLR
)	
RADCLIFFE CHARLES, et al.,)	
)	
Defendants.)	

ORDER

WHEREAS, plaintiff, Daniel S. Green, was a prisoner incarcerated at the Delaware Correctional Center at the time he filed his complaint under 42 U.S.C. § 1983, along with an application to proceed without prepayment of fees pursuant to 28 U.S.C. § 1915;

WHEREAS, on September 19, 2005, this court entered an order granting leave to proceed in forma pauperis, and requiring plaintiff to pay the \$250.00 filing fee as determined by statute (D.I. 3);

WHEREAS, on March 24, 2008, the court was notified that plaintiff is no longer incarcerated (D.I. 46);

WHEREAS, on May 22, 2008, the court ordered plaintiff to either pay the filing fee he owes (\$250.00) or submit a new standard form application to proceed without prepayment of fees and affidavit within thirty days of the date of the order (D.I. 59);

WHEREAS, the time has lapsed and plaintiff has not complied with the court's order of May 22, 2008;

THEREFORE, at Wilmington this 30th day of June, 2008, IT IS HEREBY
ORDERED that the plaintiff's complaint is DISMISSED WITHOUT PREJUDICE.


UNITED STATES DISTRICT JUDGE